

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

JINKS, DANIEL & CROW, P.C., §

Plaintiff, §

v. §

COMMUNITY BANK AND TRUST §

OF SOUTHEAST ALABAMA, and §

UNITED STATES DEPARTMENT §

OF TREASURY, INTERNAL §

REVENUE SERVICE, §

Defendants. §

CASE NUMBER:

2:05-CV-00940-MHT-VPM

NOTICE OF DISMISSAL OF PARTY DEFENDANT

COMES NOW Plaintiff Jinks, Daniel & Crow, P.C., pursuant to Fed.R.Civ.P. 41 and voluntarily dismisses the United States Department of Treasury, 1500 Pennsylvania Avenue, NW, Washington, D.C. 20220, as a party defendant in the above-styled case.

The Department of Treasury has not filed an Answer in this case.

THIS the 13th day of October, 2005.

s/Janie S. Gilliland

Janie S. Gilliland GIL034

OF COUNSEL:

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Certificate of Service

I hereby certify that I have, on this 13th day of October, 2005, delivered a copy of the foregoing on the following, by placing a copy of the same in the United States Mail, properly addressed, with sufficient first-class postage affixed thereto, to insure delivery.

s/Janie S. Gilliland

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The Hon. Anne Stone Sumblin
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